IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 4th day of October, ,2002

Criminal Misc. Bail Application Number 1036 of 2002

Order on the Bail Application

CRIMINAL SIDE

Vijay Kumar @ Banty @ Sonu
S/o Shri Naval Singh,
R/o Shivlok Colony,
P.S. Ranipur,
Distt. Hardwar …… Applicant

Versus

State of Uttaranchal. …….. Opposite Party.

Arising out of Crime No. 512 of 2002
Under Section: 363/511/504,I.P.C.
Police Station: Kotwali Haridwar
DISTRICT: Haridwar.

By the Court

Hon. A.A. Desai, C. J.

Heard Sri Lok Pal Singh, learned counsel for the applicant and learned A.G.A.

The applicant is arrested for the offence punishable under section 354,I.P.C. From the text of the F.I.R., it is revealed that the offence is punishable under section 363 I.P.C. read with section 511 I.P.C. and further read with section 34, I.P.C. Learned counsel tried to attempt that the applicant's name has been mentioned in the first information report. However, the prosecutrix also referred alongwith other accused, one person not known to her. Learned A.G.A. has said tht during investigation, the name of the applicant is figured. Moreover, there are four cases pending against him. He is habitual offender. In view of this, I am not inclined to grant bail to the accused applicant.

The bail application is,therefore, rejected.

(A.A. Desai, C.J.)

04.10.2002
A